

**PUBLIC NOTICE**

**REGULAR MEETING OF THE BREWSTER COUNTY COMMISSIONERS COURT  
TUESDAY, FEBRUARY 28, 2012, AT 9:00 A.M.  
BREWSTER COUNTY COURTHOUSE, COMMISSIONERS COURTROOM  
6<sup>TH</sup> & AVE E  
ALPINE, TEXAS**

**AGENDA**

**Note: Change of time due to length of agenda**

To discuss and take action as appropriate on the following:

1. Minutes / additions / corrections / approval

2. Treasurer

A. General Bills / Discussion and appropriate action

B. Request to close out Capital Projects Accounts and allocate balance remaining to appropriate improvements / Discussion and appropriate action

C. Request to pay out Grant (Infrastructure & Homeland Security Grants) within five days of receipt of invoices as required by State of Texas / Discussion and appropriate action

D. HAVA Grant / Request to make payment for equipment purchased pursuant to grant / Discussion and appropriate action

E. Request for permission to open new bank account for Infrastructure Grant, TxCDBG Contract No. 711060 Study Butte WSC Water Facilities Improvement Grant / Discussion and appropriate action

F. Other administrative & procedural matters related to Treasurer's Office / Discussion and appropriate action for work of Treasurer's Office to go forward

3. County Recreational Program Funding for 2012 / Discussion and appropriate action

A. Big Bend Amateur Softball Association / Request for funding / Discussion and appropriate action

B. Big Bend Little League / Request for funding / Discussion and appropriate action

**FILED**

At 11:30 o'clock A.M.  
Date 2/22/12  
*BERTA SIOS-MARTINEZ*  
County Clerk, Brewster County, TX  
By \_\_\_\_\_ Deput

#### **4. Officials' Monthly Reports**

#### **5. Road & Bridge Department / Community Facilities**

##### **A. Road & Bridge Superintendent's Report**

**General updates on maintenance and repairs for all county roads; road materials including, fuel, supplies including usage & inventories & future needs; budgetary matters, equipment including heavy equipment, (maintenance repairs, future needs, replacement and additions), pickups, trailers and other light vehicles and accessories, and small equipment, (usage, future needs), equipment rentals; facilities (yards in Alpine, Marathon and S. County) and community facilities (assistance with maintenance and other related issues); assistance to other governmental entities and emergency responders; personnel issues, (vacancies, new hires, discipline, performance, safety and other general personnel matters); permits for boring or trenching for utilities across County Roads / Discussion and appropriate action**

##### **B. TxDot Border Colonia Access Paving Grant**

- 1. Update on any remaining legal issues, construction issues and other matters related to preparing for and beginning last phases of construction in Terlingua Springs and vicinity**
- 2. Report on payments to contractors and professionals / Discussion and appropriate action concerning payment for both Marathon & Study Butte portions of project**
- 3. Change Orders related to acquisition of additional base materials and related items / Discussion and appropriate action concerning making necessary change orders and insuring adequate materials are available to complete project**
- 4. Discussion and appropriate action to complete Terlingua Springs paving project, including other appropriate action regarding Construction and concluding project**

##### **C. Speed Limit / Proposed 35 mph for all County paved roads in Border Colonia Access, Terlingua Springs Project – Terlingua Springs Road & Rex Ivey Road**

##### **D. Pct 4 / Request for Preliminary approval to take Spring Creek Road & Ridgeline Drive (South Double Diamond & S. Double Diamond Vet's addition) into the County Road System / Discussion and appropriate action**

##### **E. County Road Map / Review / Discussion and appropriate action to finalize map**

## **6. Emergency Management Department**

### **A. General Report including:**

**Recent emergency responses; emergency planning update; recent work with cooperating emergency responders: (ESD #1, all VFD's and EMS); update on needs, programs, training, recent work with other governmental entities; equipment for emergency response and updates regarding needs, maintenance, repairs, replacement and additions; burn bans, emergency management issues related to public and private insurance coverage, personnel issues related to emergency response, matters related to pending & future Homeland Security & FEMA Grants / Discussion and appropriate action**

### **B. Report on Communications Exercise of February 27, 2012 / Discussion and appropriate action**

### **C. Acknowledge Radio Tower Donation**

### **D. Homeland Security Grants**

**1. General Review of Homeland Grants & Procedures required for administration of grants and County requirements/criteria for endorsing Grants**

**2. Presentations by Applicants for Homeland Security Grant Funding / Discussion with Commissioners**

**Alpine Police Department  
Alpine Volunteer Fire Department  
Terlingua Fire & Medics  
Marathon Volunteer Fire Department  
Brewster County Emergency Mngement Department**

**3. Discussion and appropriate action regarding presentations and approval of the above applicants**

### **E. Rio Grande Council of Governments / Proposed 911 Addressing Procedures / Discussion and appropriate action concerning adopting, revising or rejecting these procedures**

### **F. Discussion and appropriate action for work of Emergency Management Department to go forward**

**7. County Facilities / Matters Related to Maintenance and Improvement of County Facilities, Including Offices, Law Enforcement Facilities and Emergency Response Centers, Community Centers, Parks & Recreational Facilities, Grounds, and Parking for the above**

**A. General Update**

**B. Courthouse painting project / Update**

**C. Refurbishment of Old Library for County Offices (“In house” work only) / Update on progress**

**8. Tri County Juvenile Probation Department**

**A. General update on work & challenges of department**

**B. Criteria for approval of Juvenile Justice and Delinquency Prevention Grants / Discussion and appropriate action**

**9. Sheriff’s Office Vehicle / Request to dispose of Dodge Durango, pursuant to § 263.152, Local Government Code / Discussion and appropriate action**

**10. Request to approve application & ratify submission of Brewster County Sheriff’s Office Borderstar JAG Grant / Discussion and appropriate action**

**11. Grant Assurances & Conditions / County Judge’s request to establish County review group to monitor compliance with grant conditions, assurance and appoint members**

**12. CJIS Data Reporting Improvement plan pursuant to C.C.P. Article 60.10**

**A. Reappoint members of local data advisory board**

**B. Designate Chair and time frame for formalizing plan**

**13. Public Comment**

**14. Pending Litigation / Confer with County Attorney**

**Civil Action No. P-11CV-094, Pascual Q. Olibas and Cheryl Olibas, Individually and D/B/A Freedom Bail Bonds, Plaintiff V. Ronny Dodson, As Sheriff of Brewster County, Texas and Brewster County, Texas Defendant, In the United States District Court, Western District of Texas and**

**Cause No 2010-04-B8988-CV, Pascual Q. Olibas, Individually and d/b/a Freedom Bail Bonds, Plaintiff V. Ronny Dodson, as Sheriff of Brewster County, Texas, Defendant, In the 394th Judicial District Court and**

**Cause No. 2007-02-B8551-CV, Michael J. McCulloch, Kathleen and Alice McCullum, Individually and d/b/a Osoba Ranch Company VS Brewster County, Texas, In the 394<sup>th</sup> Judicial District Court; (Appeal in 8<sup>th</sup> Court of Appeals is Pending) and**

**Civil Action No. 4:11-cv-120, Tana Gunville, Plaintiff V. Sheriff Ronny Dodson, Defendant, In the United States District Court, Western District of Texas**

- A. Executive Session Pursuant to § 551.071, Government Code, VTCA, Pending Litigation and Consultation on a matter in which the duty of the attorney to the government body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter (Privileged Matters)**

**Reconvene in Open Session**

- B. Discussion and appropriate action in regard to the above litigation resulting from Executive Session**

**Recess until 1:30 P.M.**

**15. Auction of House located at 400 N. 8<sup>th</sup> Street, Alpine, Texas**

- A. Convene at 400 N. 8<sup>th</sup> Street for auction of house / Assist auctioneer with sale process (Auction to begin at 1:30 P.M.)**
- B. Return to Courthouse directly following auction & Reconvene Commissioners Court in Commissioners Courtroom**
- C. Discussion and appropriate action concerning sale including confirming sale, rejecting all bids, negotiating with low bidders or other appropriate action concerning sale**

**Note: Due to the length of this agenda, Commissioners may take multiple recesses**

**FILED**

At 11:30 o'clock aM  
Date 2/12/12  
By BERTA RIOS-MARTINEZ  
County Clerk, Brewster County, TX  
Deputy